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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	David R. Battiste	§	
		§	
		§	Group Art Unit: 1713
Prior Application Serial No.:	09/705,315	§	
Prior Application Filed:	November 3, 2000	§	
		§	
Serial No.:	Unassigned	§	Examiner: Fred Teskin
		§	
Filed:	Herewith	§	
		§	
For:	MONITORING AND CONTROL OF SLURRY PROCESSES FOR POLYMERIZING OLEFINS	§	Atty Docket: 33939US01 CPCM:0006-1/FLE/FAR
		§	

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313

"EXPRESS MAIL" MAILING LABEL	
NUMBER:	EV 365 158 346 US
DATE OF DEPOSIT:	April 15, 2004
<i>Pursuant to 37 C.F.R. § 1.10, I hereby certify that I am personally depositing this paper or fee with the U.S. Postal Service, "Express Mail Post Office to Addressee" service on the date indicated above in a sealed envelope (a) having the above-numbered Express Mail label and sufficient postage affixed, and (b) addressed to the Commissioner for Patents, Alexandria, VA 22313.</i>	
April 15, 2004	
Date	Michael G. Fletcher

Sir:

DECLARATION UNDER 37 C.F.R. § 1.131

I, David R. Battiste, hereby declare as follows:

1. My residence address and citizenship are set forth below, under my signature.
2. I am the sole inventor of the subject matter set forth in the above-referenced application.
3. I conceived of the subject matter disclosed and claimed in the above-referenced application at least as early as August 27, 1999. This conception is evidenced by two (2) pages from my laboratory notebook, which record the test results of a Raman spectrometer in a

polymerization reactor in preparation of an actual reduction to practice of the claimed subject matter. A redacted copy of the two (2) pages from my laboratory notebook is attached hereto as Exhibit A.

4. I actually reduced to practice the subject matter disclosed and claimed in the above-referenced application at least as early as August 30, 1999. My actual reduction to practice is evidenced by three (3) pages from my laboratory notebook, which record the results of a successful test of an implementation of the claimed subject matter. A redacted copy of the three (3) pages from my laboratory notebook is attached hereto as Exhibit B.

5. All acts related to my conception and actual reduction to practice of the invention took place in the United States of America.

6. I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true, and further, that these statements are made with the knowledge that willful false statements, and the like, are punishable by fine or imprisonment, or both, under 18 U.S.C. § 1001, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

Dated: 4/7/04

By: David R. Battiste
David R. Battiste

Declarant's Full Name: David R. Battiste

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